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NEW UNITED MOTOR MANUFACTURER, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

E-FILED - 8/16/06

PABLO BUENTELLO & LIONEL
BEEMAN,

Plaintiffs,

v.

NEW UNITED MOTOR
MANUFACTURER INC.,

Defendant.

Case No. C 06-03241 RMW

**STIPULATION TO CONTINUE THE
INITIAL CASE MANAGEMENT
CONFERENCE AND ~~[PROPOSED]~~
ORDER APPROVING THE
CONTINUANCE OF THE CASE
MANAGEMENT CONFERENCE**

Defendant New United Motor Manufacturer, Inc. ("Defendant") and Plaintiffs Pablo
Buentello & Lionel Beeman ("Plaintiffs") hereby stipulate as follows:

1. On May 16, 2006, Plaintiffs filed their complaint relating to class allegations
and failure to pay overtime wages ("Complaint") in the United States District Court, Northern
District of California.

2. The case was ordered assigned to the Honorable Ronald M. Whyte and a Case
Schedule was set based on the date the Complaint was filed.

3. The Complaint was not served on Defendant until June 29, 2006, six weeks
after it was filed with the court. Defendant timely file an Answer to the Complaint on July 19, 2006.

1 4. The Case Schedule set the Initial Case Management Conference for August
2 18, 2006 with the Joint Case Management Statement and initial disclosures to be filed by August 11,
3 2006.


4 5. Counsel for Defendant will be out-of-state on vacation from August 17 to
5 August 23, thus is not available for the initial case management conference set for August 18, 2006.
6 (See Declaration of Marlene Muraco filed herewith).

7 6. Because Defendant was not served until six weeks after the Complaint was
8 filed and the initial disclosures are due only three weeks after the case is at issue, Defendant will not
9 be able to provide a complete analysis of the issues that must be addressed in the Case Management
10 Statement to be filed on August 11, 2006.

11 7. The parties stipulate and request that the case management conference be
12 continued approximately six weeks – to a date on or about September 29, 2006, in order to allow the
13 parties sufficient time to allow for a meaningful exchange of information prior to the initial case
14 management conference.

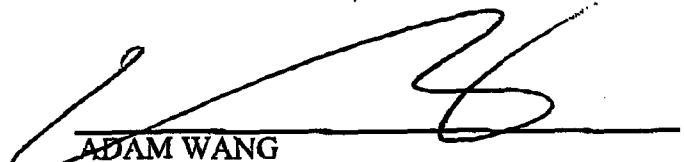
15 8. The parties further stipulate that if the Case Management Conference is
16 continued as requested, either party shall be free to serve written interrogatories upon the other at
17 any time on or after August 10, 2006, and will not have to wait until the revised “meet and confer”
18 deadline to serve such discovery.

19 Dated: July 12, 2006



MARLENE S. MURACO
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NEW UNITED MOTOR
MANUFACTURING, INC.

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23
24 Dated: July 2, 2006



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